

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bartley, et al.                      Docket No.: ROC920000298US1  
Serial No.: 09/892,424                      Group Art Unit: 2141  
Filed: 06/27/01                      Examiner: Luu, Le Hien  
For: APPARATUS, METHOD, AND BUSINESS METHOD FOR ENABLING  
CUSTOMER ACCESS TO COMPUTER SYSTEM PERFORMANCE DATA IN  
EXCHANGE FOR SHARING THE PERFORMANCE DATA

**RESPONSE REGARDING MISSING APPENDICES IN APPEAL BRIEF**

Mail Stop APPEAL BRIEF - PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

The Appeal Brief filed on 11/28/05 did not contain an Evidence Appendix referenced in 37 C.F.R. 41.37(c)(1)(ix) or a Related Proceedings Appendix referenced in 37 C.F.R. §41.37(c)(1)(x) because neither of these appendices are needed in this appeal brief.

Respectfully submitted,



Derek P. Martin  
Reg. No. 36,595

**MARTIN & ASSOCIATES, L.L.C.**  
P.O. Box 548  
Carthage, MO 64836-0548  
(417) 358-4700  
Fax (417) 358-5757

**MARTIN & ASSOCIATES, L.L.C.**  
**PATENTS, TRADEMARKS & COPYRIGHTS**  
**10545 DAISY ROAD**  
**P.O. Box 548**  
**CARTHAGE, MISSOURI 64836**  
**(417) 358-4700**  
**FAX (417) 358-5757**

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**NUMBER OF PAGES TO FOLLOW:** 1

**MESSAGE:** In response to our telephone conversation regarding serial number 09/892,424, please find attached a response that indicates the missing appendices are not needed for the subject appeal brief.

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